



**DRAFT Minutes of
Danvers Conservation Commission
Thursday, April 28, 2016
Highlands Elementary School**

The Danvers Conservation Commission held a public meeting on Thursday, April 28, 2016, at the Danvers Sr. Center, located at Ten Stone Street, Danvers, MA 01923.

Members present: Matthew Lallier, Chairman
Mike Splaine, Member
Neal Waldman, Member
Peter Wilson, Member

Members absent: James Elliott, Member
Jean Hartnett, Alternate Member

Staff present: Karen Nelson, Director of Planning and Human Services
Kristan Farr, Previous Planner
Alicia Linehan, Secretary

Chairman Lallier opened the Conservation Commission meeting at 7:06p.m. with a reading of the "Commission Statement."

1. Public Hearing [310 CMR 10.05 (4)] - RDA

- **50 Prince Street; RDA 2016-01**

Peter Ogren from Hayes Engineering represented Merrimack Valley Distributors, the applicant. Mr. Ogren presented the plan for a 9,960 square foot addition to the existing warehouse & over the existing pavement which is impervious area. There is a loss of 739 removed less impervious. Trucks will enter and exit on the current pavement. The project will take 3-4 months. The addition will be used as additional storage. A silt fence waddle will go around the construction area. The area around the addition will be revegetated and any run off will go into the current retention area.

MOTION: Mr. Splaine motions for negative determination of applicability on 50 Prince Street; Mr. Waldman seconded the motion; all in favor.

1. Continued Public Hearing [310 CMR 10.05 (4)] – ANRAD

- **309 & 309R Locust Street; DEP File No. 14-1270**

Scott of Cameron Group

Recap of last meeting, a second site visit & a look at watershed limits was requested. A very extensive walk through was conducted on January 16th. And another walk through took place a few weeks later for 4 hours. There was a couple of inches of very slushy snow. This confirmed 0.25 watershed area.



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Watershed size and flowrate met the statutory limits and presumed to be intermittent. The studies were conducted by Scott and the town engineer.

MOTION: Mr. Splaine makes a motion of Order of ANRAD for 309 & 309R Locust Street; Mr. Wilson seconded; all in favor.

MOTION: Motion made by Mr. Waldman to close the public hearing and issue an Order of Conditions on 107 Bradstreet Avenue, DEP File No. 14-1269; Seconded by Mr. Wilson; all in favor

5. Minutes – March 24, 2016

MOTION: Motion made by Mr. Lallier to approve the minutes of March 24, 2016; Seconded Mr. Wilson; all in favor.

6. New Business

- 102 Andover Street parking area:

Ms. Nelson informed the Commission that the owner of 102 Andover Street plans to repave the existing parking lot by grinding down the pavement first. There is no increase in the parking lot or pavement area. She consulted with Engineering and the Director of Operations in DPW, Mike Nelson to review the plans and planned work. It was recommended that the owner place straw wattle along the perimeter side of the brook since this work would not fall under site plan and trigger storm water installation.

- 3 Braman Street

The owner is requesting to construct a garage, same setback as current house in distance to the meadow. The purpose of this pre-application consult with the Commission is to determine whether the members would prefer to have the applicant submit a Request for Determination of Applicability (RDA) or directly file a Notice of Intent (NOI). The Commission members were asked to take a site visit to best advise the homeowner to file an RDA or NOI. If grading is required, then likely require a NOI filing, if not a RDA. Members will follow up with staff after viewing.

- Florence Street

This permit was denied and subsequently appealed, then abandoned because it cost them too much money in engineering and legal fees.



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7. Staff Updates

8. Violations/Enforcement Orders

- **107R Elliot Street, Danversport Yacht Club**

Danversport Yacht Club – Karen Nelson informed the Commission that DYC did re-install the footbridge during the appeal process with DEP's superseding order which requires DYC to file a NOI beforehand. With the numerous permits issued over the years from various permitting boards and agencies putting the pieces of approvals and sign offs is complex as to the authority of enforcement relative to their existing permits. Counsel has previously indicated that Danversport Yacht Club must remove the footbridge until all permits are in order and/or clarification from other State agencies. A DEP representative came to the Town Hall this week look at our files and to obtain copies of permits. Counsel and DEP are communicating to determine what enforcement action is required. Karen has informed concerned neighbors by contacting Ms. Daley as Town Meeting Member. When new information is available she will inform the Commission and Town Manager.

Adjournment

MOTION: Motion made by Mr. Waldman: to adjourn at 7:45 PM; seconded by Mr. Wilson; motion passed unanimously.

Respectfully submitted,

Alicia Linehan
Conservation Commission Secretary